

BOARD AGENDA

INDEPENDENT SCHOOL DISTRICT 191

Burnsville High School Senior Campus
Diamondhead Education Center
Regular Meeting
October 4, 2012
6:30 PM

- I. Call to Order
 - A. Welcome Public
 - B. Pledge of Allegiance
 - C. Staff Recognition
- II. Business Meeting
 - A. Approval of Agenda
 - B. Consent Agenda
 - Although Board action is required, it is generally unnecessary to hold discussion on these items. In the event a Board member wishes to discuss an item, that item will be removed for separate consideration.
 - 1. Minutes of September 20, 2012 School Board Meeting 2
 - 2. Human Resources Report 4
 - 3. Donations
 - 4. Change Order #1 BHS Main Entry 6
 - 5. Change Order #1 DEC 2011-2012 Project 8
- III. New Business
 - A. Approve Miscellaneous Stipends and Pay Rates (5 minutes) (Sovine) 11
 - B. Approve Alternative Facility Projects, Acknowledge Receipt of Positive Review and Comment (10 minutes) (Rider) 13
 - C. Approve Resolution Authorizing Issuance and Sale of General Obligation Alternative Facilities Bonds (10 minutes) (Rider) 18
- IV. Reports
 - A. Student Advisor
 - B. Superintendent
 - C. Board Members
- V. Adjourn to Board Workshop - FY14 Budget, Facility Recommendation, Controlled Choice

School Board Minutes
INDEPENDENT SCHOOL DISTRICT 191
September 20, 2012

The meeting of the Board of Education was called to order by Chair Hill at 6:30 p.m. at the Burnsville High School Senior Campus in the Diamondhead Education Center.

Members present: Directors Currier, Luth, Schmid, Sweep, Teiken, VandenBoom and Chair Hill. Others in attendance were Student Alex Jensen, Superintendent Randy Clegg, administrators and staff.

Chair Hill welcomed the audience and asked Director Luth to lead the Pledge of Allegiance.

Moved by Director Schmid, seconded by Director Currier, to approve the agenda. Motion carried unanimously (7, 0).

Moved by Director Sweep, seconded by Director Luth to approve the consent agenda as follows:

- Minutes of September 6, 2012 Board Meeting
- Personnel changes for M. Lynch, D. Weinberg, S. Strom, K. Adamson, J. Adrian, N. Anderson, L. Austin, J. Callahan, R. Donnohue, K. Hickerson, B. McCarthy, L. Schmeichel, S. Springer, J. Dokken, R. Thompson, B. McCarthy, M. Alewine, J. Digma, J. McDonald
- Acceptance of Superintendent Resignation/Retirement Letter
- Donation of \$100 from TCF bank for Brain Power in a Backpack; \$1200 from Shepherd of the Valley Lutheran Church to READY! For Kindergarten; Nordic Track (\$200) From Thomas and Sharon Holeman to Nicollet Junior High; \$36 from Wells Fargo Community Support Campaign to Hidden Valley for playground/building beautification; \$461.52 from Wells Fargo Community Support Campaign by William Haugen to Sioux Trail; \$538.44 from Wells Fargo Foundation Educational Matching Gift Program to Sioux Trail; \$461.52 from Wells Fargo Foundation Educational Matching Gift Program to Sioux Trail; 500 Backpacks worth \$7,500-10,000 from Costco to ten elementary schools and 3 junior high schools; \$4000 Grant from Midwest Dairy Council and America's Dairy Farmers Gen YOUth Foundation to Sioux Trail; \$180.00 from Wells Fargo Community Support/parent Kathleen Volner to Harriet Bishop; \$100 from Alerus Mortgage by Scott and Meghan Boots to Harriet Bishop for instructional supplies and materials; \$180 Wells Fargo Foundation Educational Matching Gift to Harriet Bishop; \$100 Grant from Allina Health System by Judith Erickson to Sioux Trail

Call to Order

Attendance

Pledge of Allegiance

Agenda

Consent Agenda

Minutes
HR Report

Superintendent
Resignation/Retirement
Donations

- Approve August payroll checks numbered 716740-716773, and Direct Deposit notices numbered 476281-477952, in the net amount of \$3,620,261.38. June & August claims to date represented by checks numbered 418529-419094, 1005809-1005910, and 100697-100722 and wire transfers and adjustments totaling \$6,756,707.74. Also, that the Board accepts August receipts of \$18,711,657.68 and Investments for the General Fund, Alt. Facilities, and OPEB of \$34,087,690.48 as of August 31, 2012

Chair Hill made special mention of the generous donations. Motion carried unanimously (7, 0).

No unfinished business.

Moved by Director Schmid, seconded by Director VandenBoom, to approve the Annual Report on Curriculum, Instruction and Student Achievement. Motion carried unanimously (7,0).

Moved by Director VandenBoom , seconded by Director Currier, to approve, on a second reading basis, Board Policy 104 Strategic Direction. Motion carried unanimously (7,0).

Moved by Director Luth, seconded by Director Schmid to approve, on a second reading basis, Board Policy 206, Public Participation in Board Deliberations. Motion carried unanimously (7, 0).

Moved by Director VandenBoom, seconded by Director Sweep, to approve, on a second reading basis, Board Policy 521, Student Disability Nondiscrimination. Motion carried unanimously (7,0).

Moved by Director Teiken, seconded by Director Sweep, to approve preliminary Certification of Proposed Property Tax Levy Payable 2013 and Truth in Taxation Hearing to be held as part of December 20, 2012 regularly scheduled board meeting. Motion carried unanimously (7,0)

Moved by Director Luth, seconded by Director Schmid, to Adjourn to a Board Workshop for Transportation Update (Durham) and Mobile Computing Plan (TLT) at 8:00p.m. Motion carried unanimously (7, 0).

Payroll, Claims
and Receipts

Unfinished
Business
Annual Report
Curriculum

Board Policy 104

Board Policy 206

Board Policy 521

Certification of
Proposed Property
Tax Levy Payable
2013

Adjourn

Jim Schmid, Clerk

**Burnsville-Eagan-Savage Public Schools
Independent School District 191
Human Resources**

TO: Members, Board of Education
Randall Clegg, Superintendent

FROM: Stacey Sovine, Director of Labor Relations

DATE: October 4, 2012

RE: Recommended Personnel Changes

**Administrative
Appointment**

Christopher Bellmont

-Replacement-Interim Associate Principal, BHS, 8 hrs/day, effective 10/1/12

William Derden

*Replacement-Interim Associate Principal, BALC, 8 hrs/day, effective 10/12/12

Retirement

Randall Clegg

-Superintendent, after 5 years in the District, resignation for retirement, effective 6/30/13

**Certified
Appointment**

Beth Tinklenberg

*Replacement-Long term substitute, Grade 2, 1.0 FTE, HB, effective 10/5/12

Leave of Absence

Janet Johnshoy

-Teacher, Cluster West, requests to participate in the part time teacher program, .2 FTE, working .8 FTE, effective 2012/13 school year

**Classified
Appointment**

Alfred Jaryan

*New-EA Level 3, 8 hrs/day, BALC, effective 10/8/12

Marsha White

-Replacement-2nd Cook, NJH, 3 hrs/day, effective 9/25/12

Lori Wilson

-Replacement-MEA, 6.5 hrs/day (1st semester-VV, 2nd semester-BHS), effective 10/1/12

Change in Assignment

Lizette LaDuke

-Assignment changes to 2nd Cook, Neill, 3 hrs/day, effective 9/17/12

*added to original report
Burnsville-Eagan-Savage #191
Board Meeting – 10/04/2012

Resignation

Jenny Kalmes

-2nd Cook, MJH, effective 10/10/12

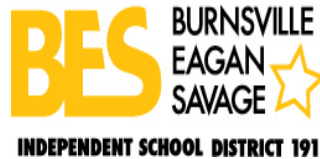
Debra Lucke

-2nd Cook, ERJH, effective 10/9/12

Pam Rognrud

*MEA, BEST, effective 10/12/12

*added to original report
Burnsville-Eagan-Savage #191
Board Meeting – 10/04/2012



TO: Members, Board of Education Agenda Item II.B.4
October 4, 2012

FROM: Lisa Rider, Executive Director of Business Services

DATE: October 4, 2012

RE: Change Order #1 for the 2012 BHS Main Entry Addition Project

Recommendation: That the Board of Education approve change order #1 for the 2012 BHS Main Entry Addition Project

On June 21, 2012 the School Board approved the bids for the BHS Main Entry Addition Project. Change Order #1 is an addition of \$3,584.00 to the original contract. The changes are due to unforeseen conditions.

The items on this change order have been reviewed and validated by ATS&R Architects and Engineers.

Attachment: Summary of Change Order#1 2012 BHS Main Entry Addition Project



AIA[®]

Document G701[™] – 2001

Change Order

PROJECT (Name and address):

Burnsville High School
Main Entry Addition
600 East Highway 13
Burnsville, Minnesota

CHANGE ORDER NUMBER: 001

DATE: September 11, 2012

OWNER:

ARCHITECT:

CONTRACTOR:

FIELD:

OTHER:

TO CONTRACTOR (Name and address):

CM Construction Company, Inc.
12215 Nicollet Avenue South
Burnsville, MN 55337

ARCHITECT'S PROJECT NUMBER: 09064.6

CONTRACT DATE: June 21, 2012

CONTRACT FOR: General Construction

THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

- | | | |
|----|--|-------------------|
| 1. | Per CM GCPR #1, dated 7/18/12, deduct for acid etched cast stone in lieu of hone finish. | DEDUCT –(\$5,000) |
| 2. | Per CM GCPR #2, dated 7/26/12, soil correction as per Braun recommendation. | ADD \$3,753 |
| 3. | Per CM GCPR #3, dated 8/7/12, lower footings and extend wall height. | ADD \$4,554 |
| 4. | Per CM GCPR #4, dated 9/4/12, additional sidewalk. | ADD \$277 |

TOTAL ADD THIS CHANGE ORDER \$3,584.00

The original Contract Sum was	\$	415,600.00
The net change by previously authorized Change Orders	\$	0.00
The Contract Sum prior to this Change Order was	\$	415,600.00
The Contract Sum will be increased by this Change Order in the amount of	\$	3,584.00
The new Contract Sum including this Change Order will be	\$	419,184.00

The Contract Time will be unchanged by Zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is unchanged.

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Armstrong, Torseth, Skold & Rydeen, Inc.
ARCHITECT (Firm name)

8501 Golden Valley Road, Suite 300
Minneapolis, MN 55427

ADDRESS

BY (Signature)

Mark G. Hayes, AIA, Partner

(Typed name)

SEPT. 12, 2012

DATE

CM Construction Company, Inc.
CONTRACTOR (Firm name)

12215 Nicollet Avenue South
Burnsville, MN 55337

ADDRESS

BY (Signature)

BRANDON ANDERSON

(Typed name)

9/14/12

DATE

Burnsville-Eagan-Savage Public Schools
OWNER (Firm name)

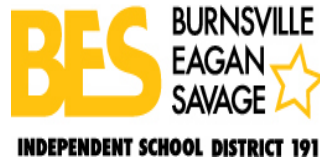
Independent School District No. 191
100 River Ridge Court
Burnsville, MN 55337-1613

ADDRESS

BY (Signature)

(Typed name)

DATE



TO: Members, Board of Education Agenda Item II.B.5
October 4, 2012

FROM: Lisa Rider, Executive Director of Business Services

DATE: October 4, 2012

RE: Change Order #1 for the 2011-2012 Diamondhead Education Center
Phase I Deferred Maintenance Project

Recommendation: That the Board of Education approve change order #1 for the 2011-2012 Diamondhead Education Center Phase 1 Deferred Maintenance Project.

On February 2, 2012 the School Board approved the bids for the 2011-12 Diamondhead Education Center alterations and mechanical upgrades. Change Order #1 is an addition of \$29,911.00 to the original contract. The changes are due to added scope of work and unforeseen conditions.

The items on this change order have been reviewed and validated by ATS&R Architects and Engineers.

Attachment: Summary of Change Order #1 2011-2012 Diamondhead Education Center Phase I Deferred Maintenance Project



AIA® Document G701™ – 2001

Change Order

PROJECT (Name and address):

 Diamondhead Education Center -
Phase I

 Alterations and Mechanical Upgrades
308 West Burnsville Parkway
Burnsville, Minnesota

TO CONTRACTOR (Name and address):

 Cool Air Mechanical, Inc.
1441 Rice Street
St. Paul, MN 55117

CHANGE ORDER NUMBER: 001

DATE: August 8, 2012

ARCHITECT'S PROJECT NUMBER: 11006.7

CONTRACT DATE: February 02, 2012

CONTRACT FOR: Mechanical and General
Construction

 OWNER:

 ARCHITECT:

 CONTRACTOR:

 FIELD:

 OTHER:
THE CONTRACT IS CHANGED AS FOLLOWS:
(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

- | | | |
|----|---|-----------------|
| 1. | Per Cool Air RFCOP #1, dated 3/20/12, Relocate VFD and Expansion Tank. | ADD \$1,788 |
| 2. | Per Cool Air RFCOP #3, dated 3/20/12, Omit two cores through retaining wall. | DEDUCT -(\$206) |
| 3. | Per Cool Air RFCOP #4, dated 3/20/12, omit nine foot of fencing. | DEDUCT -(\$340) |
| 4. | Per Cool Air RFCOP #5, dated 4/23/12, furnish and install one 6" butterfly valve. | ADD \$1,421 |
| 5. | Per Cool Air RFCOP #6, dated 4/23/12, furnish and install two new VAV boxes, ductwork, piping and controls. | ADD \$22,440 |
| 6. | Per Cool Air RFCOP #7, dated 6/18/12, install temporary disconnect and backfeed phone system panel. | ADD \$693 |
| 7. | Per Cool Air RFCOP #6.1, dated 6/20/12, furnish and install return ductwork to tie in new VAV system. | ADD \$1,449 |
| 8. | Per Cool Air RFCOP #7.1, dated 7/12/12, furnish and install four refurbished I-line breakers. | ADD \$2,666 |

TOTAL ADD THIS CHANGE ORDER \$29,911.00

The original Contract Sum was

\$ 406,800.00

The net change by previously authorized Change Orders

\$ 0.00

The Contract Sum prior to this Change Order was

\$ 406,800.00

The Contract Sum will be increased by this Change Order in the amount of

\$ 29,911.00

The new Contract Sum including this Change Order will be

\$ 436,711.00

The Contract Time will be unchanged by Zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is unchanged.

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Armstrong, Torseth, Skold & Rydeen, Inc.
ARCHITECT (Firm name)

8501 Golden Valley Road, Suite 300,
Minneapolis, MN 55427

ADDRESS

BY (Signature) 

Mark G. Hayes, AIA, Partner
(Typed name)

SEPT. 5, 2012
DATE

Cool Air Mechanical, Inc.
CONTRACTOR (Firm name)

1441 Rice Street, St. Paul, MN 55117

ADDRESS

BY (Signature) 

ROD CHARLTON
(Typed name)

9/10/12
DATE

Burnsville-Eagan-Savage Public Schools
OWNER (Firm name)

Independent School District No. 191, 100
River Ridge Court, Burnsville, MN
55337-1613

ADDRESS

BY (Signature)

(Typed name)

DATE



BES BURNSVILLE
EAGAN SAVAGE 
INDEPENDENT SCHOOL DISTRICT 191
HUMAN RESOURCES

AGENDA ITEM: III.A.

To: Members of the Board of Education
Superintendent Randy Clegg

From: Stacey Sovine
Director of Labor Relations

Date: October 4, 2012

RE: Stipends and Pay Rates for the 2012-2013 School Year

Recommendation: That the Board of Education approve the following stipend amounts and rates of pay for the 2012-2013 school year

Discussion:

The following rates of pay and stipend amounts are both fiscally responsive and competitive with surrounding districts. Most rates have remained flat. There's a recommendation extended to the Board to approve all rates listed herein.

GENERAL

2012 / 2013 Effective: 7/1/2012

Adapted Athletic Facil.	\$	1,937.00	
Awards Coordinator	\$	474.00	
BHS Diversity Coordinator	\$	1,500.00	
BHS Graduation Coordinator	\$	1,326.00	
Career Fair Coordinator	\$	1,683.00	
Curriculum Lead	\$	1,000.00	
El. Administrative Asst.	\$	2,113.00	
Elem. Arts Festival Coordinator	\$	700.00	
Equipment Mgr	\$	5,976.00	
Honor Society, Jr High	\$	684.00	
Mentor	\$	250.00	
Mentor Leadership Meetings	\$	50.00	per mtg
Natl. Honor Soc. Awards	\$	500.00	
Play Producer	\$	1,010.00	
Play Set Designer	\$	930.00	
Power of One	\$	668.00	
Volunteer Coordinator	\$	2,744.00	
Webmaster Sec.	\$	3,124.00	

SUBSTITUTES (Casual)

Food Services	\$	10.75	per hour
Health Assistant Substitute Rate	\$	12.25	per hour
Health Assistant Substitute Rate (No Formal Medical License)	\$	12.25	per hour
LPNS Subbing for Health Assistants	\$	15.30	per hour
RN's with 2 - 3 Years Training	\$	20.40	per hour
RN's with B.S. Degree	\$	25.50	per hour
Clerical (Former Employees)	\$	22.25	per hour
Education Assistant	\$	11.75	per hour

ATHLETICS

Athletic Coordinator	\$	4,843.00	
Basketball Announcer	\$	30.00	
Basketball Scorer	\$	20.00	per game (typically 3 games/night)
Basketball Site Supervisor	\$	80.00	
Basketball Supervision	\$	30.00	
Basketball Ticket seller/taker	\$	60.00	
Basketball Timer	\$	20.00	per game (typically 3 games/night)
Football Announcer	\$	30.00	
Football Field/Gate help	\$	40.00	
Football Scorer	\$	30.00	
Football Site Supervisor	\$	80.00	
Football Supervision	\$	30.00	
Football Ticket seller	\$	40.00	
Football Ticket taker	\$	40.00	
Football Timer	\$	30.00	
Hockey Announcer	\$	50.00	2 games (varsity & JV)
Hockey Scorer/timer	\$	50.00	2 games (varsity & JV)
Hockey Supervision	\$	30.00	
Lacrosse Announcer	\$	\$30 / \$50	single / doubleheader
Lacrosse On-field scorer/timer	\$	30.00	2 games (varsity & JV)
Lacrosse Scorer/timer	\$	30.00	2 games (varsity & JV)
Lacrosse Site Supervisor	\$	\$50 / \$80	single / doubleheader
Lacrosse Supervision	\$	30.00	
Lacrosse Ticket seller/taker	\$	\$40 / \$70	single / doubleheader
Soccer Announcer/scorer/timer	\$	\$30 / \$50	single / doubleheader
Soccer Site Supervisor	\$	\$50 / \$80	single / doubleheader
Soccer Ticket seller/taker	\$	\$40 / \$70	single / doubleheader
Swimming Announcer	\$	30.00	
Swimming Head timer	\$	30.00	
Swimming Scorer	\$	30.00	
Swimming Ticket seller/taker	\$	30.00	
Volleyball Announcer	\$	30.00	
Volleyball Scorer/timer	\$	25.00	per match (typically 3 matches/night)
Volleyball Site Supervisor	\$	50.00	
Volleyball Ticket seller/taker	\$	40.00	
Wrestling Scorer	\$	30.00	
Wrestling Site Supervisor	\$	50.00	
Wrestling Ticket seller/taker	\$	30.00	
Wrestling Timer	\$	30.00	

STUDENTS

Student workers	\$	7.25	per hour
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COMMUNITY EDUCATION

Danceline	\$	2,623.00	
Vocal - JHR	\$	2,170.00	
Band - JHR	\$	2,170.00	
Chess	\$	2,623.00	
Tennis	\$	2,821.00	
K+ Classroom Assistant	\$	13.00	per hour
Other Unspecified Activities Based Upon Registration	\$	13.00	per hour



**Agenda III.B
October 4, 2012**

To: Members, Board of Education

From: Lisa K. Rider, Executive Director of Business Services

Date: October 4, 2012

Re: Approve Alternative Facility Projects and Acknowledge Receipt of Positive Review and Comment.

RECOMMENDATION: That the Board of Education approve proceeding with Alternative Facility Projects and acknowledge receipt of a positive Review and Comment by Minnesota Department of Education Commissioner.

Having received a positive Review and Comment from the Minnesota Department of Education Commissioner for the proposed alternative facilities projects, the district must publish notice of the intended projects, the amount of the bond issue and the total amount of district indebtedness in the legal newspaper of the district at least 20 days prior to soliciting any bids, issuance of bonds or the final certification of levies under M.S. 123B.59.

The total cost of the projects is estimated at \$17,579,897. Only \$16,910,000 will be available from bond sale proceeds. The remaining \$669,897 will need to be paid from operating capital and food service fund balances.

Attachments: Positive Review and Comment

Minnesota
Department
of Education

Revised: September 25, 2012

Dr. Randall Clegg, Superintendent
Burnsville-Eagan-Savage Independent School District 191
100 River Ridge Court
Burnsville, MN 55337-1613

Dear Superintendent Clegg:

M.S. § 123B.71 requires a review and comment statement on the educational and economic advisability of your proposed school construction project. Information supplied by your school district and from Minnesota Department of Education sources is the basis of this review and comment. With this positive review and comment, board approval is required in order for the Burnsville-Eagan-Savage Independent School District 191 to proceed with the projects.

The district must publish notice of the intended projects, the amount of the bond issue and the total amount of district indebtedness in the legal newspaper of the district at least 20 days prior to soliciting any bids, issuance of bonds or the final certification of levies under M.S. 123B.59. Because the project is funded under M.S. 123B.59, there is no additional publication requirement under M.S. 123B.71, Review and Comment. The Department may request a statement certifying the publication, and require the submission, review, and approval of preliminary and final construction plans.

M.S. § 123B.72 requires that a school district, prior to occupying a new or renovated facility, must submit a certification prepared by a system inspector to the commissioner and the building code official that will provide an occupancy permit. The certification must verify that the facility has installed or modified heating, ventilation, and air conditioning system operates according to design specifications and code, a system for monitoring outdoor airflow and total airflow of ventilation systems has been installed, and any installed or modified heating, ventilation, or air conditioning system provides an indoor air quality filtration system that meets code requirements.

When the scope of the project changes or the cost of the project changes more than 5%, the district must notify the department to determine if a revised review and comment is required.

Thank you for working with us to improve school facilities for Minnesota students.

Sincerely,



Dr. Brenda Cassellius
Commissioner

c: School Board Chair

Enclosures

**THE COMMISSIONER OF THE DEPARTMENT OF EDUCATION
REVIEW AND COMMENT
ON THE SCHOOL CONSTRUCTION PROJECT PROPOSAL OF THE
BURNSVILLE-EAGAN-SAVAGE INDEPENDENT SCHOOL DISTRICT 191**

INTRODUCTION

A review and comment must be provided on a school district construction project proposal before the district conducts a referendum, solicits bids, or issues bonds for the project. A project proposal has been submitted for review and comment according to requirements set forth in Minn. Stat. § 123B.71, subdivisions 9 and 10, and § 123B.72. The district provided the following information:

- 1) the geographic area and population to be served, preschool through grade 12 student enrollments for the past five years, and student enrollment projections for the next five years;
- (2) a list of existing facilities by year constructed, their uses, and an assessment of the extent to which alternate facilities are available within the school district boundaries and in adjacent school districts;
- (3) a list of the specific deficiencies of the facility that demonstrate the need for a new or renovated facility to be provided, and a list of the specific benefits that the new or renovated facility will provide to the students, teachers, and community users served by the facility;
- (4) the relationship of the project to any priorities established by the school district, educational cooperatives that provide support services, or other public bodies in the service area;
- (5) a description of pedestrian, bicycle, and transit connections between the school and nearby residential areas that make it easier for children, teachers, and parents to get to school by walking, bicycling, and taking transit;
- (6) a specification of how the project maximizes the opportunity for cooperative use of existing park, recreation, and other public facilities and whether and how the project will increase collaboration with other governmental or nonprofit entities;
- (7) a description of the project, including the specification of site and outdoor space acreage and square footage allocations for classrooms, laboratories, and support spaces; estimated expenditures for major portions of the project; and the dates the project will begin and be completed;
- (8) a specification of the source of financing the project; the scheduled date for a bond issue or school board action; a schedule of payments, including debt service equalization aid; and the effect of a bond issue on local property taxes by the property class and valuation;
- (9) an analysis of how the proposed new or remodeled facility will affect school district operational or administrative staffing costs, and how the district's operating budget will cover any increased operational or administrative staffing costs;

- (10) a description of the consultation with local or state transportation officials on multimodal school site access and safety issues, and the ways that the project will address those issues;
- (11) a description of how indoor air quality issues have been considered and a certification that the architects and engineers designing the facility will have professional liability insurance;
- (12) as required under section 123B.72, for buildings coming into service after July 1, 2002, a certification that the plans and designs for the extensively renovated or new facility's heating, ventilation, and air conditioning systems will meet or exceed code standards; will provide for the monitoring of outdoor airflow and total airflow of ventilation systems; and will provide an indoor air quality filtration system that meets ASHRAE standard 52.1;
- (13) a specification of any desegregation requirements that cannot be met by any other reasonable means;
- (14) a specification of how the facility will utilize environmentally sustainable school facility design concepts;
- (15) a description of how the architects and engineers have considered the American National Standards Institute Acoustical Performance Criteria, Design Requirements and Guidelines for Schools of the maximum background noise level and reverberation times; and
- (16) any existing information from the relevant local unit of government about the cumulative costs to provide infrastructure to serve the school, such as utilities, sewer, roads, and sidewalks.

DESCRIPTION OF PROPOSED SCHOOL CONSTRUCTION PROJECT

The Burnsville-Eagan-Savage Independent School District 191 is proposing a series of deferred maintenance projects at Burnsville High School, Diamondhead Education Center and other selected sites throughout the district. The proposed projects include the following by site.

- Burnsville High School: Indoor air quality and ventilation projects, roofing repair, Mraz Center lighting, interior and exterior surfaces repair, flooring replacement, plumbing and restroom renovations, kitchen renovation
- Diamondhead Education Center: Indoor air quality and ventilation projects, roofing repair
- District wide: Concrete repair
- Eagle Ridge Junior High: Locker replacements
- Harriet Bishop Elementary: Sidewalk and concrete repair
- Nicollet Junior High School: Wall repair
- Sky Oaks Elementary: Retaining wall and site repairs, wall repair

The total cost of the projects is estimated at \$17,579,897. The district will finance the projects using \$16,910,000 in general obligation bonds under M.S. § 123B.59, Subd.1, (a) Alternative Facilities Levy and Bonding and \$669,897 in district operating capital. The components of the project are subject to alternative facility program approval. School board approval is required to proceed with the project. The school board believes that the proposed projects are in the best interest of the district.

The district shall observe the requirement in M.S. § 123B.59 Subd. 8 to establish and maintain a separate account for this program in accordance with UFARS for this program; the district must meet requirement in M.S. § 123B.59 Subd. 3 to publish notice of intended projects.

REVIEW AND COMMENT STATEMENT

Based upon the department's analysis of the school district's required documentation and other pertinent information from sources of the Minnesota Department of Education, the Commissioner of Education provides a positive review and comment.

ADDITIONAL INFORMATION IS AVAILABLE

Persons desiring additional information regarding this proposal should contact the school district superintendent's office.



Dr. Brenda Cassellius
Commissioner

September 25, 2012



**Agenda III.C.
October 4, 2012**

To: Members, Board of Education

From: Lisa K. Rider, Executive Director of Business Services

Date: October 4, 2012

Re: Approve Resolution Authorizing Issuance and Sale of General Obligation Alternative Facilities Bonds

RECOMMENDATION: That the Board of Education approve the Resolution Authorizing Issuance and Sale of General Obligation Alternative Facilities Bonds, Series 2012A.

Having received a positive Review and Comment from the Minnesota Department of Education Commissioner, we will publish the necessary notice in the legal newspaper of the district at least 20 days prior to soliciting any bids, issuance of bonds or the final certification of levies.

The district intends to issue General Obligation Alternative Facilities Bonds in December, 2012 in the principal amount of \$16,910,000 to finance alternative facility projects at Burnsville High School, Eagle Ridge and Nicollet Junior High Schools, Sky Oaks and Harriet Bishop Elementary Schools, Diamondhead Education Center, and various District facilities. The notice to be published in the paper is attached. The total cost of the projects is estimated at \$17,579,897. Only \$16,910,000 will be proceeds from bond sale, the remaining \$669,897 will need to be paid from operating capital and food service fund balances.

The approval of the resolution authorizing issuance and sale of general obligation alternative facilities bonds requires a roll call vote.

Attachments: Resolution Authorizing Issuance and Sale of General Obligation Alternative Facilities Bonds, Series 2012A
Legal Notice for publication

CERTIFICATION OF MINUTES RELATING TO
GENERAL OBLIGATION ALTERNATIVE FACILITIES BONDS, SERIES 2012A

Issuer: Independent School District No. 191 (Burnsville-Eagan-Savage), Minnesota

Governing Body: School Board

Kind, date, time and place of meeting: A regular meeting held on October 4, 2012, at 6:30 p.m. at the Diamondhead Education Center in Burnsville, Minnesota.

Members present:

Members absent:

Documents Attached:

Minutes of said meeting (pages):

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ISSUANCE AND SALE OF GENERAL
OBLIGATION ALTERNATIVE FACILITIES BONDS, SERIES 2012A

I, the undersigned, being the duly qualified and acting recording officer of the public corporation issuing the bonds referred to in the title of this certificate, certify that the documents attached hereto, as described above, have been carefully compared with the original records of said corporation in my legal custody, from which they have been transcribed; that said documents are a correct and complete transcript of the minutes of a meeting of the governing body of said corporation, and correct and complete copies of all resolutions and other actions taken and of all documents approved by the governing body at said meeting, so far as they relate to said bonds; and that said meeting was duly held by the governing body at the time and place and was attended throughout by the members indicated above, pursuant to call and notice of such meeting given as required by law.

WITNESS my hand officially as such recording officer on this 4th day of October, 2012.

School District Clerk

Member _____ introduced the following resolution and moved its adoption, which motion was seconded by Member _____:

RESOLUTION AUTHORIZING ISSUANCE AND SALE OF GENERAL OBLIGATION ALTERNATIVE FACILITIES BONDS, SERIES 2012A

BE IT RESOLVED by the School Board of Independent School District No. 191 (Burnsville-Eagan-Savage), Minnesota (the District), as follows:

SECTION 1. AUTHORIZATION. This Board hereby authorizes the issuance and sale of its General Obligation Alternative Facilities Bonds, Series 2012A (the Bonds) in an amount not to exceed \$16,910,000. The proceeds of the Bonds will be used to finance, at Burnsville High School, Eagle Ridge and Nicollet Junior High Schools, Sky Oaks and Harriet Bishop Elementary Schools, Diamondhead Education Center, and various District facilities: indoor air quality and ventilation projects; plumbing, restroom and kitchen renovations, repairs to roofing, sidewalks, concrete, walls and lighting systems; replacement of lockers and flooring; and other deferred maintenance projects (the Projects), pursuant to Minnesota Statutes, Chapter 475 and Section 123B.59. The Projects are part of the District's ten-year facility plan approved by the Department of Education. The District will publish a notice in its official newspaper describing the Projects, the amount of the Bonds, and the total amount of District indebtedness.

SECTION 2. SOLICITATION OF PROPOSALS. The District has retained Ehlers & Associates, Inc., in Roseville, Minnesota, as its independent financial advisor for the Bonds. Ehlers & Associates, Inc. is authorized to solicit proposals for the Bonds on behalf of the District on a competitive basis without requirement of published notice, in accordance with Minnesota Statutes, Section 475.60, Subdivision 2, paragraph (9), and to open, read, and tabulate the proposals for presentation to the Board.

SECTION 3. OFFICIAL STATEMENT; SALE MEETING. Ehlers & Associates, Inc. is authorized to prepare and distribute an Official Statement for the Bonds. If the issuance of the Bonds is approved, the Board shall meet at the time and place specified in the Official Statement for the Bonds to receive and consider proposals for the purchase of the Bonds.

SECTION 4. STATE CREDIT ENHANCEMENT PROGRAM. (a) The District hereby covenants and obligates itself to notify the Commissioner of Education of a potential default in the payment of principal and interest on the Bonds and to use the provisions of Minnesota Statutes, Section 126C.55 to guarantee payment of the principal and interest on the Bonds when due. The District further covenants to deposit with the Registrar or any successor paying agent three (3) days prior to the date on which a payment is due an amount sufficient to make that payment or to notify the Commissioner of Education that it will be unable to make all or a portion of that payment. The Registrar for the Bonds is authorized and directed to notify the Commissioner of Education if it becomes aware of a potential default in the payment of principal or interest on the Bonds or if, on the day two (2) business days prior to the date a payment is due on the Bonds, there are insufficient funds to make that payment on deposit with the Registrar. The District understands that as a result of its covenant to be bound by the provision of Minnesota Statutes, Section 126C.55, the provisions of that section shall be binding as long as any Bonds of this issue remain outstanding.

(b) The District further covenants to comply with all procedures now and hereafter established by the Departments of Management and Budget and Education of the State of Minnesota pursuant to Minnesota Statutes, Section 126C.55, subdivision 2(c) and otherwise to take such actions as necessary to comply with that section. The chair, clerk, superintendent or business manager is authorized to execute any applicable Minnesota Department of Education forms.

Upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon the resolution was declared duly passed and adopted.

**NOTICE RELATING TO GENERAL OBLIGATION ALTERNATIVE FACILITIES
BONDS OF INDEPENDENT SCHOOL DISTRICT NO. 191
(BURNSVILLE), MINNESOTA**

NOTICE IS HEREBY GIVEN that Independent School District No. 191 (Burnsville), Minnesota (the District) intends to issue General Obligation Alternative Facilities Bonds (the Bonds) in December 2012 in the principal amount of \$16,910,000, pursuant to Minnesota Statutes, Section 123B.59, Subdivision 3. The proceeds of the Bonds will be used to finance, at Burnsville High School, Eagle Ridge and Nicollet Junior High Schools, Sky Oaks and Harriet Bishop Elementary Schools, Diamondhead Education Center, and various District facilities: indoor air quality and ventilation projects; plumbing, restroom and kitchen renovations, repairs to roofing, sidewalks, concrete, walls and lighting systems; replacement of lockers and flooring; and other deferred maintenance projects (the Projects), as described in the District's ten-year health and safety facility plan (the Plan). A copy of the Plan is on file with the District and is available for public inspection at the District offices during regular business hours. The total amount of outstanding indebtedness of the District as of October 1, 2012 is \$96,710,000. Any interested person may submit written comments relating to the Bonds or the Projects to the District.

BY ORDER OF THE SCHOOL BOARD
OF INDEPENDENT SCHOOL DISTRICT
NO. 191 (BURNSVILLE), MINNESOTA